

Rec'd PCT/PTO 03 FEB 2006 #5

Attorney Docket No. UAB-20802/22

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Meythaler et al.

Serial No.: 10/516,899

Filed: December 3, 2004

Confirmation No.: 1565

For: METHOD FOR REDUCING OBSTRUCTIVE HYDROCEPHALUS

**RESPONSE TO NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. 371**

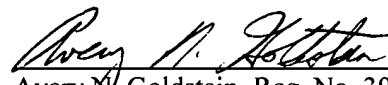
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

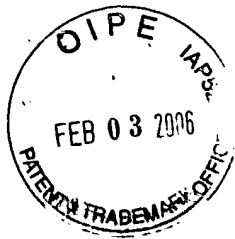
Dear Sir:

Applicant respectfully requests a Notice of Acceptance for the above-identified application. A Notification of Missing Requirements under 35 U.S.C. 371 with a mailing date of August 25, 2005, was received by this office on August 30, 2005. The Declaration and Power of Attorney along with the fee for a late filed declaration that were required by the Notification had been submitted to the United States Patent and Trademark Office on January 31, 2005. A copy of the documents as filed with the return receipt postcard is attached as Exhibit A.

The Commissioner is authorized to charge any fee or credit in the overpayment in connection with this communication to our Deposit Account No. 07-1180.

Respectfully submitted,

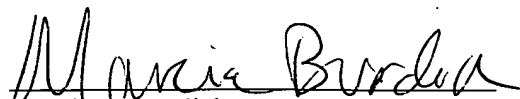

Avery N. Goldstein, Reg. No. 39,204
Attorney for Applicant
Gifford, Krass, Groh, Sprinkle,
Anderson & Citkowski, P.C.
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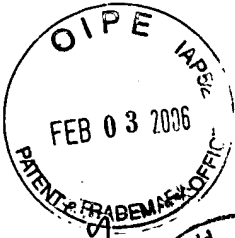


CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450, on

1-30-06.


Marcia R. Burdick



PATENT *MS: MISSING PARTS*

The received stamp of the U.S. Patent and Trademark Office is hereby acknowledged the filing of:



- ☒ Transmittal Letter
☐ New Patent Application
 ___ Pages(s) Specification
 ___ Page(s) Abstract
 ___ Pages(s) Claims
 ___ Sheets of Drawings
☐ IDS, PTO 1449 & Patents
☐ Amendment/Response
☒ Declaration & Power of Attorney
☐ Assignment & Recordation Cover Sheet
☒ Check \$ 65.00
☐ Application Data Sheet

Other: Corrected Application Data Sheet

Inventor: Jay M. Meythaler et al.

Serial/Pat. No.: 10/516,899 Docket No.: UAB-20802/22

Date: Jan. 31, 2005 Due Date:

☐ Cert. of Mailing ☒ Express Mail EV616678921US

AKG/TK

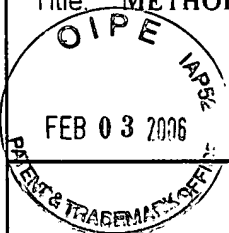
TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
UAB-20802/22

In Re Application Of: Jay M. Meythaler and Winfield S. Fisher III

Application No. 10/516,899	Filing Date December 3, 2004	Examiner	Customer No. 25006	Group Art Unit	Confirmation No.
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Title: **METHOD FOR RECUDING OBSTRUCTIVE HYDROCEPHALUS**



COMMISSIONER FOR PATENTS:

Transmitted herewith is:

1. Executed Declaration and Power of Attorney for Patent Application;
2. Corrected Application Data Sheet;
3. Fee for Late-Filed Declaration (small entity)

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of \$65.00 is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 07-1180 as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: *January 31, 2005*

Avery N. Goldstein, Reg. No. 39,204
Attorney for Applicant
Gifford, Krass, Groh, Sprinkle,
Anderson & Citkowski, P.C.
P.O. Box 7021
Troy, MI 48007-7021
(248) 647-6000

EV616698921US

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>Jan. 31, 2005</u> . (Date)	
 Signature of Person Mailing Correspondence	
Janice R. Kuehn	
Typed or Printed Name of Person Mailing Correspondence	

CC:

Rec'd PCT/PTO 03 FEB 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/516,899	FIRST NAMED APPLICANT Jay M Meythaler	ATTY. DOCKET NO. UAB-20852/22 UAB-20852/22
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INTERNATIONAL APPLICATION NO. PCT/US03/17271

I.A. FILING DATE 06/03/2003	PRIORITY DATE 06/03/2002
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25006
GIFFORD, KRASS, GROH, SPRINKLE & CITKOWSKI, P.C.
PO BOX 7021
TROY, MI 48007-7021

CONFIRMATION NO. 1565
371 FORMALITIES LETTER
OC000000016831415
OC000000016831415

Missing Parts due: 9/25/05
due: 10/25/05 ✓
revised: 2/25/06

Date Mailed: 08/25/2005

Decl. + Fee filed 1/31/05 - Docs rec'd in PTO - on PAIR

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/03/2004
- Copy of the International Search Report filed on 12/03/2004
- Copy of IPE Report filed on 12/03/2004
- Information Disclosure Statements filed on 03/14/2005
- Request for Immediate Examination filed on 12/03/2004
- Copy of references cited in ISR filed on 12/03/2004
- U.S. Basic National Fees filed on 12/03/2004
- Priority Documents filed on 12/03/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- Surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 was not received in full.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

02/06/2006 ATRANI 00000086 10516899

01 FC:2617

65.00 DP

RECEIVED
AUG 30 2005
GIFFORD, KRASS, GROH, SPRINKLE,
ANDERSON & CITKOWSKI, P.C.

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

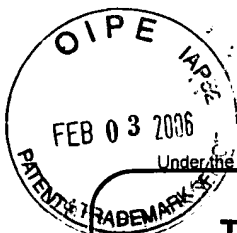
*A copy of this notice **MUST** be returned with the response.*

CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/516,899	PCT/US03/17271	UAB-20852/22



LAP3 Rec'd PCT/PTO 03 FEB 2006

PCT

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 3

Application Number	10/516,899
Filing Date	December 3, 2004
First Named Inventor	Jay M. Meythaler
Art Unit	
Examiner Name	
Attorney Docket Number	UAB-20802/22

ENCLOSURES (Check all that apply)

- | | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form
<input type="checkbox"/> Fee Attached
<input type="checkbox"/> Amendment/Reply
<input type="checkbox"/> After Final
<input type="checkbox"/> Affidavits/declaration(s)
<input type="checkbox"/> Extension of Time Request
<input type="checkbox"/> Express Abandonment Request
<input type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> Reply to Missing Parts/
Incomplete Application
<input type="checkbox"/> Reply to Missing Parts
under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Licensing-related Papers

<input type="checkbox"/> Petition
<input type="checkbox"/> Petition to Convert to a
Provisional Application
<input type="checkbox"/> Power of Attorney, Revocation
Change of Correspondence Address

<input type="checkbox"/> Terminal Disclaimer

<input type="checkbox"/> Request for Refund

<input type="checkbox"/> CD, Number of CD(s) _____
<input type="checkbox"/> Landscape Table on CD

<input type="checkbox"/> Remarks | <input type="checkbox"/> After Allowance Communication to TC

<input type="checkbox"/> Appeal Communication to Board
of Appeals and Interferences

<input type="checkbox"/> Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

<input type="checkbox"/> Proprietary Information

<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Other Enclosure(s) (please identify
below):
Response to Notification of Missing
Requirements Under 35 U.S.C. 371

Return Receipt Postcard |
|--|--|--|

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Gifford, Krass, Groh, Sprinkle, Anderson & Citkowski, P.C.		
Signature			
Printed name	Avery N. Goldstein		
Date	1-30-06	Reg. No.	39,204

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Marcia Burdick	Date	1-30-06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.